

SPENCER & FRANK
ATTORNEYS AND COUNSELLORS AT LAW
SUITE 300 EAST
1100 NEW YORK AVENUE, N.W.
WASHINGTON, D.C. 20005-3955

PATENT TRADEMARK AND
COPYRIGHT CAUSES

TELEPHONE: (202) 414-2000
TELEFAX: (202) 414-4040
CABLE ADDRESS: "SPENCER"
TELEX: SPENCER 64267
E-MAIL:
SPENCERFRANK@MCIMAIL.COM

JAY M. CANTOR, P.O.
OF COUNSEL

IN AFFILIATION WITH
FITCH, EVEN, TABIN & FLANNERY
CHICAGO, ILLINOIS
SAN DIEGO, CALIFORNIA

July 14, 1998

Assistant Commissioner for Patents
Washington, D.C. 20231

Attorney Docket No. SLVAY 3741.01

BOX Patent Application

Re: New Patent Application
Inventors(s): André SCHEELLEN et al.

Sir:

Please find attached hereto an application for patent which includes:

Specification, Claims, Declaration, Power of Attorney.

The priority of the following foreign application(s) is claimed under 35 U.S.C. 119:

Belgian application No.: 097006174 filed July 14, 1997

Information Disclosure Statement, PTO-1449 and 7 references.

Fee (see formula below) check enclosed.

Basic Fee \$395/790..... \$790.00

Additional Fees:

Total Number of claims in excess of 20 0 times \$11/22\$ -

Number of independent claims 1

in excess of 3: _____ times \$41/82..... \$ -

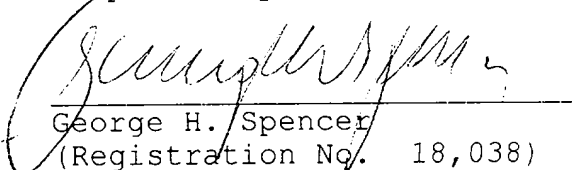
Multiple Dependent Claim \$135/270 \$ -

An Assignment is likewise enclosed; Recording fee \$40. \$ 40.00

TOTAL FEES FOR THE ABOVE APPLICATION..... \$830.00

In the event there is attached hereto no check, or a check for an insufficient amount, please charge the fee to our Account No. 19-3700 and notify us accordingly.

Respectfully submitted,


George H. Spencer
(Registration No. 18,038)

GHS:jc

APPLICATION FOR UNITED STATES LETTERS PATENT

INVENTORS : ANDRE SCHEELEN

AND

WIM COPPENS

INVENTION : POLYETHYLENE-BASED COMPOSITION AND PROCESS FOR
THE MANUFACTURE OF ARTICLES SHAPED FROM THE COMPOSITION

S P E C I F I C A T I O N

Polyethylene-based composition and process
for the manufacture of articles shaped from the composition

5 The present invention relates to a polyethylene-based composition, to a process for the manufacture of shaped articles and to the articles shaped from this composition. It relates more particularly to a composition based on high density polyethylene containing small amounts of finely divided inorganic additive and to the articles shaped from this composition, in particular pipes intended for the transportation of fluids and in particular of pressurized fluids.

10 It is known to improve the antiblocking properties of films made of low to medium density polyethylene by incorporation, in the polyethylene, of small amounts (approximately 0.05 to 1%) of finely divided inorganic materials, such as talc, kaolin or silica (Italian Patent 719,725). More recently, the incorporation of 200 to 2500 ppm (0.02 to 0.25%) of talc has been specifically recommended in order to improve the antiblocking properties of films made of polyethylene having a density of between 0.905 and 0.935 g/cm³, without having a significant effect on the transparency (Patent EP-B-60178).

15 Furthermore, it is known to use polyethylene and in particular high density polyethylene for producing pipes and couplings for the transportation of pressurized fluids. In this application, it is essential, for obvious reasons of safety and of longevity of fluid transportation plants, to have available shaped articles, such as pipes and couplings, which exhibit very high resistance to hydrostatic pressure.

20 The aim of the present invention is to provide a composition based on high density polyethylene which exhibits a markedly improved resistance to hydrostatic pressure and consequently a markedly improved creep resistance.

To this end, the invention relates to a composition based on polyethylene, 25 the standard density of which, measured at 23°C according to ASTM Standard

D 792, is greater than 940 kg/m^3 , comprising talc in an amount of less than 1 part per 100 parts by weight of polyethylene.

The talc which can be used in the compositions according to the invention can be any magnesium silicate hydrate of natural origin of general formula
5 $3\text{MgO} \cdot 4\text{SiO}_2 \cdot \text{H}_2\text{O}$. It can contain minor amounts of metal oxides, such as aluminium, iron and calcium oxides. The talc advantageously has an essentially lamellar texture. Its particle size distribution is preferably situated between 0.2 and 15 microns and its mean particle size between 1 and 5 microns.

The present invention results from the surprising observation that the
10 addition of small amounts of talc, of less than 1 part by weight per 100 parts by weight of high density polyethylene, provides compositions which make possible the manufacture of shaped articles, such as pipes, for which the creep resistance is significantly improved without affecting the other mechanical properties of the said shaped articles, such as the resistance to the slow propagation of cracks (stress
15 cracking or ESCR).

Advantageous results are already obtained with an amount of talc as low as 0.01 part per 100 parts by weight of polyethylene. Generally, the amount of talc will be at least equal to 0.03 part by weight. In general, it will not exceed 0.5 part by weight. Excellent results are obtained with an amount of talc of between 0.05
20 and 0.25 part per 100 parts by weight of polyethylene.

Polyethylene is understood to denote, for the purposes of the present invention, both ethylene homopolymers and its copolymers with one or more monomers and their mixtures. Mention may be made, among comonomers which can be used, of linear or branched olefins containing from 3 to 8 carbon atoms,
25 such as, for example, butene, hexene and 4-methylpentene, and diolefins comprising from 4 to 18 carbon atoms, such as 4-vinylcyclohexene, dicyclopentadiene, 1,3-butadiene, and the like. The preferred comonomers are butene and hexene.

The total content of comonomer(s) in the ethylene copolymer generally amounts to at least 0.01 mole % and most often to at least 0.05 mole %. The total
30 amount of comonomer(s) usually does not exceed 10 mole % and most often 5

mole %. Good results are obtained with ethylene copolymers containing, in total, from 0.05 to 5 mole % and more particularly still from 0.3 to 2 mole % of butene and/or of hexene. Mention may be made, as non-limiting examples of ethylene copolymers advantageously employed in the compositions according to the invention, of random co- and terpolymers of ethylene and of butene and/or of hexene or alternatively of copolymers with a bimodal distribution of molecular masses obtained by sequential polymerization of mixtures of ethylene and of butene and/or of hexene. The copolymers with a bimodal distribution obtained by sequential polymerization of ethylene and of a mixture of ethylene and of butene are particularly well suited.

Use is advantageously made of polyethylene for which the standard density, as defined above, is at least equal to 943 kg/m^3 and more particularly at least equal to 946 kg/m^3 . The standard density generally does not exceed 960 kg/m^3 and more particularly does not exceed 955 kg/m^3 .

The polyethylene employed in the composition according to the invention is, in addition, most often characterized by a melt flow index, measured at 190°C under a load of 5 kg according to ISO Standard 1133 (1991), of at least 0.07 g/10 min, values of at least 0.1 g/10 min being the commonest. The melt flow index generally does not exceed 5 g/10 min and most often does not exceed 2 g/10 min.

In addition to the talc, the composition according to the present invention can comprise additives usual for ethylene polymers, such as stabilizers (for example, antiacids, antioxidants and/or UV stabilizers) and processing aids. The content of each of these additives in the composition is generally less than 1%, preferably less than 0.5%, by weight. The composition according to the invention can also comprise pigments. The content of pigments generally does not exceed 5% by weight of the composition and more particularly does not exceed 3% by weight.

The composition according to the invention generally comprises at least 94%, preferably at least 96%, by weight of polyethylene.

The method of preparation of the composition according to the invention is not critical. The composition can be obtained by any appropriate means known. It is possible, for example, to incorporate the talc in the polyethylene at the same time as the usual additives in the form of a powder mixture. A preferred alternative method consists in mixing the polyethylene with the talc and the usual additives at room temperature and in subsequently mixing them at a temperature greater than the melting temperature of the polyethylene, for example in a mechanical mixer or an extruder. It is also possible, in a first step, to prepare a master batch comprising a first polyethylene fraction, the talc and the usual additives as defined above, this master batch being rich in talc. The content of talc in this master batch is generally from 0.5 to 5% by weight, preferably from 0.5 to 2% by weight and more particularly from 0.75 to 1.5% by weight. This master batch is subsequently mixed with the remaining polyethylene fraction. These methods make it possible to obtain the composition in the form of a powder which can optionally be subsequently subjected to granulation, in order to obtain the composition in the form of granules. These granules are obtained, in a known way, by extrusion of the composition, the rod exiting from the extruder being cut into granules. The granulation process can be carried out by feeding an extruder with a preprepared mixture of polyethylene with the talc (and optionally the usual additives) and by collecting granules at the outlet of the plant. An alternative form of the granulation process consists in introducing a master batch as described above and the remaining polyethylene fraction into the extruder.

Preference is given to the compositions which are in the form of extruded granules.

The composition according to the invention generally exhibits a standard density (measured as defined above) of greater than 940 kg/m^3 and, most often, at least equal to 945 kg/m^3 and more particularly at least equal to 947 kg/m^3 . The standard density of the composition generally does not exceed 970 kg/m^3 and more particularly 965 kg/m^3 .

The composition according to the invention usually exhibits a melt flow index, measured at 190°C under a load of 5 kg according to ISO Standard 1133 (1991), of at least 0.07 g/10 min, values of at least 0.1 g/10 min being the commonest. The melt flow index generally does not exceed 5 g/10 min and most often does not exceed 2 g/10 min.

The composition according to the invention results, by processing in the molten state, in shaped articles which exhibit a very markedly improved creep resistance by comparison with identical compositions not containing talc.

The composition according to the invention can be employed according to any conventional process for the manufacture of shaped polyethylene articles, such as extrusion, extrusion-blow moulding, extrusion-thermoforming and injection processes. It is well suited to the injection of pipe couplings. It is very particularly well suited to the extrusion of pipes, in particular of pipes intended for the transportation of pressurized fluids, such as water and gas.

The present invention consequently also relates to a process for the manufacture of articles shaped from the composition according to the invention. The invention relates in particular to a process for the manufacture of pipe couplings by injection of a composition according to the invention. The injection of the composition according to the invention is carried out in conventional plants and under conventional conditions for the injection of compositions based on ethylene polymers at temperatures preferably situated in the vicinity of 240 to 280°C. The invention also relates to a process for the extrusion of pipes, in particular of pipes intended for the transportation of fluids, in particular pressurized fluids. The extrusion of the composition according to the invention, which is preferably in the form of extruded granules, is carried out in conventional plants and under conventional conditions for the extrusion of compositions based on ethylene polymers well known to a person skilled in the art at temperatures situated in the vicinity of 185 to 210°C.

The invention also relates to articles shaped from the composition according to the invention and in particular to pipe couplings obtained by injection

of the composition and to pipes obtained by extrusion of the composition. The invention more particularly relates to pipes intended for the transportation of fluids, in particular of pressurized fluids, shaped by extrusion of the composition according to the invention. In addition to a markedly improved resistance to hydrostatic pressure, that is to say creep resistance, the pipes manufactured by means of the composition according to the invention exhibit a very good resistance to slow cracking (stress cracking).

The following example is intended to illustrate the invention. The meaning of the symbols used in this example (and in the reference example), the units expressing the properties mentioned and the methods for measuring these properties are explained hereinbelow.

- SD = standard density measured at 23°C according to ASTM Standard D 792.
- MI₅ = melt flow index, measured at 190°C under a load of 5 kg according to ISO Standard 1133 (1991).
- t = creep resistance expressed in terms of time to fracture, measured according to ISO Standard 1167 (1996) at 20°C on a pipe having a diameter of 50 mm and a thickness of 3 mm and under a circumferential stress of 12.4 MPa.
- ESCR = resistance to the slow propagation of cracks, expressed in terms of time to fracture, measured on a notched pipe according to the method described in ISO Standard F/DIS 13479 (1996) at 80°C on a pipe having a diameter of 110 mm and a thickness of 10 mm and under a stress of 4.6 MPa.
- RCP = resistance to the rapid propagation of cracks, measured at a temperature of -15°C according to the S4 method described in ISO Standard F/DIS 13477 (1996) on a pipe having a diameter of 110 mm and a thickness of 10 mm.

Example 1

A composition was prepared comprising, per kg of composition, the following ingredients:

- 989.9 g of an ethylene copolymer comprising a bimodal molecular mass distribution having an MI_5 of 0.45 g/10 min and an SD of 948.5 kg/m³. This copolymer comprises 50% by weight of an ethylene homopolymer and 50% by weight of a copolymer of ethylene and of butene comprising 1 mole % of monomer units derived from 1-butene,
- 4.6 g of a mixture of blue, black and white pigments,
- 2.5 g of an antioxidizing agent,
- 1 g of calcium stearate,
- 1 g of a UV stabilizer, and
- 1 g of talc of Steamic® 00S (Luzenac) quality. This talc exhibits a lamellar structure. It is composed of particles with a diameter varying from 0.3 to 10 μ m, the mean particle size being 1.8 μ m.

This composition was granulated at a temperature of 210°C on a ZSK 40 extruder-granulator (sold by the company Werner & Pfleiderer). The granules obtained exhibited an MI_5 of 0.44 g/10 min and an SD of 951.9 kg/m³.

Pipes were then manufactured by extrusion of these granules on an extruder of single-screw type (Battenfeld type) at 190°C.

The mechanical properties measured on these pipes are presented in Table I.

Comparative Example

A composition identical to that of Example 1 was prepared, except that it did not comprise talc. This composition was granulated and pipes were manufactured under the same conditions as in Example 1. The granules exhibited an MI_5 of 0.43 g/10 min and an SD of 951.4 kg/m³.

The mechanical properties measured on these pipes are presented in Table I.

Table I

	Example 1	Comparative Example (talc-free composition)
t (hours)	342	134
ESCR (hours)	>2500	>2500
RCP (bar)	2 to 3	2 to 3

These tests show that the composition of Example 1 comprising a small amount of talc makes it possible to obtain pipes having a markedly improved resistance to hydrostatic pressure (creep resistance) with respect to an identical composition not comprising talc.

5

944760-625763

CLAIMS

1 - Polyethylene-based composition, characterized in that the polyethylene exhibits a standard density, measured at 23°C according to ASTM Standard D 972, of greater than 940 kg/m³ and in that it comprises talc in an amount of less than 1
5 part per 100 parts by weight of polyethylene.

2 - Polyethylene-based composition according to Claim 1, characterized in that the talc exhibits an essentially lamellar texture.

3 - Polyethylene-based composition according to Claim 1, characterized in that the talc exhibits a particle size distribution situated between 0.2 and
10 15 microns and a mean particle size between 1 and 5 microns.

4 - Polyethylene-based composition according to Claim 1, characterized in that the amount of talc is between 0.05 and 0.25 part per 100 parts by weight of polyethylene.

5 - Polyethylene-based composition according to Claim 1, characterized in
15 that the polyethylene is chosen from ethylene homopolymers and copolymers containing, in total, from 0.01 to 10 mole % of comonomers exhibiting a standard density of greater than 943 kg/m³ and not exceeding 960 kg/m³ and a melt flow index, measured at 190°C under a load of 5 kg according to ISO Standard 1133 (1991), of 0.07 to 5 g/10 min.

20 6 - Polyethylene-based composition according to Claim 5, characterized in that the polyethylene is chosen from ethylene copolymers containing, in total, from 0.05 to 5 mole % of butene and/or of hexene.

7 - Polyethylene-based composition according to Claim 1, characterized in that it is in the form of extruded granules.

25 8 - Process for the manufacture of shaped articles from the composition in accordance with Claim 1.

9 - Process for the manufacture of shaped articles according to Claim 8, characterized in that it is applied to the extrusion of pipes, in particular pipes intended for the transportation of pressurized fluids, or to the injection of pipe couplings.

5 10 - Pipes shaped by extrusion of a composition according to Claim 1.

 11 - Pipe couplings shaped by injection of a composition according to Claim 1.

20140623140

ABSTRACT

Polyethylene-based composition and process for the manufacture of articles shaped from the composition

Polyethylene-based composition for which the standard density, measured at 23°C according to ASTM Standard D 792, is greater than 940 kg/m^3 and which comprises talc in an amount of less than 1 part per 100 parts by weight of polyethylene. The composition is preferably in the form of extruded granules. It exhibits a markedly improved creep resistance.

Process for the manufacture of shaped articles and articles shaped from the composition, in particular pipe couplings and pipes intended for the transportation of pressurized fluids.

No figure.

10/96b

DECLARATION FOR UNITED STATES PATENT APPLICATION,
POWER OF ATTORNEY, DESIGNATION OF CORRESPONDENCE ADDRESS

Attorney Docket

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

"POLYETHYLENE-BASED COMPOSITION AND PROCESS FOR THE MANUFACTURE OF ARTICLES
the specification of which SHAPED FROM THE COMPOSITION"

[X] is attached hereto.

[] was filed on _____ as Application No. _____

and was amended on _____ [if applicable].

[] was filed under the Patent Cooperation Treaty on _____

Serial No. _____, the United States of America being designated.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent, utility model, design or inventor's certificate listed below and have also identified below any foreign application(s) for patent, utility model, design or inventor's certificate having a filing date before that of the application(s) on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
Number	Country	Date Filed	Yes	No
09700619	BELGIUM	JULY 14, 1997	X	

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: George H. Spencer (Reg. No. 18,038), Norman N. Kunitz (Reg. No. 20,586), Robert J. Frank (Reg. No. 19,112), Gabor J. Kelemen (Reg. No. 21,016), Robert Kinberg (Reg. No. 26,924), John W. Schneller (Reg. No. 26,031), Ashley J. Wells (Reg. No. 29,847), Allen Wood (Reg. No. 28,134) Suite 300 East, 1100 New York Avenue, N.W., Washington, D.C. 20005-3955, Telephone: (202) 414-4000, Telefax: (202) 414-4040. Address all correspondence to SPENCER & FRANK, Suite 300 East, 1100 New York Avenue, N.W., Washington, D.C. 20005-3955.

The undersigned hereby authorizes the U.S. attorneys named herein to accept and follow instructions from the undersigned's assignee, if any, and/or, if the undersigned is not a resident of the United States, the undersigned's domestic attorney, patent attorney or patent agent, as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys and the undersigned. In the event of a change in the person(s) from whom instructions may be taken, the U.S. attorneys named herein will be so notified by the undersigned.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature: André SCHEELEN Date: June 30, 1998.

Sole or First Joint Inventor: André SCHEELEN

Citizenship: Belgian

Residence and Post Office Address: Louizalaan 129A/24, B-1050 BRUSSELS (BELGIUM)

Signature: Wim COPPENS Date: June 30, 1998.

Second Joint Inventor (if any): Wim COPPENS

Citizenship: Belgian

Residence and Post Office Address: Poelstraat, 112, B-9080 MERELBEKE (BELGIUM)

Signature: _____ Date: _____, 199 .

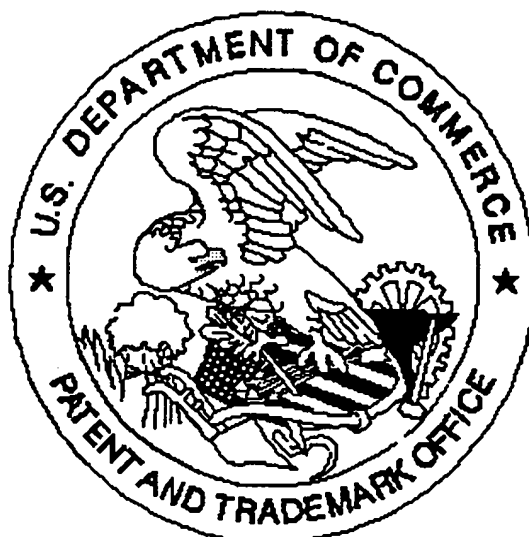
Third Joint Inventor (if any):

Citizenship:

Residence and Post Office Address:

United States Patent & Trademark Office

Office of Initial Patent Examination -- Scanning Division



Application deficiencies found during scanning:

1. Application papers are not suitable for scanning and are not in compliance with 37 CFR 1.52 because:

- ☐ All sheets must be the same size and either A4 (21 cm x 29.7 cm) or 8-1/2" x 11". Pages _____ do not meet these requirements.
- ☐ Papers are not flexible, strong, smooth, non-shiny, durable, and white.
- ☐ Papers are not typewritten or mechanically printed in permanent ink on one side.
- ☐ Papers contain improper margins. Each sheet must have a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4").
- ☐ Papers contain hand lettering.

2. Drawings are not in compliance and were not scanned because:

- ☐ The drawings or copy of drawings are not suitable for electronic reproduction.
- ☐ All drawings sheets are not the same size. Pages must be either A4 (21 cm x 29.7 cm) or 8-1/2" x 11".
- ☐ Each sheet must include a top and left margin of at least 2.5 cm (1"), a right margin of at least 1.5 cm (9/16") and a bottom margin of at least 1.0 cm (3/8").

3. Page(s) _____ are not of sufficient clarity, contrast and quality for electronic reproduction.

4. Page(s) _____ are missing.

5. OTHER: No Drawing(s)